

Appl. No. 09/773,590
Arndt, Dated May 31, 2005
Reply to Office action of May 16, 2005
Attorney Docket No. P13235-US2
EUS/J/P/05-1142

REMARKS

In an Office Action dated April 11, 2005, the Examiner requested that Applicants restrict the application to one of the inventions recited in claims 18-25. Rather than electing a species identified by the Examiner, the Applicants amended claim 18 to be a generic claim, and claims 19-25 were amended to depend therefrom. The non-generic subject matter of claim 18 was deleted therefrom and redrafted as new claim 26, dependent from claim 18. Thus, the pending claims now comprise generic independent claim 18 and claims 19-26 dependent therefrom.

In the instant Office Action, the Examiner asserts that the Applicants prior response was not fully responsive because it failed to include an election of the invention to be examined even though the restriction requirement was traversed. The Applicants again traverse the restriction requirement, but elect Group II (Claim 19). It is to be noted that, due to the claim amendments made in Applicants' prior response, the species recited in Claim 19 is now dependent from claim 18, which Applicants believe to be a generic claim patentable over the prior art of record.

The Applicants traverse the restriction requirement on the basis that the species are not patentably distinct because they are obvious variants relating to image and video transcoding (conversion) hints. The generic claim 18 recites the limitation to the use of conversion hints transmitted along with multimedia information, which is not disclosed by any of the prior art of record, while claims 19-25 recite species of such transcoding hints.

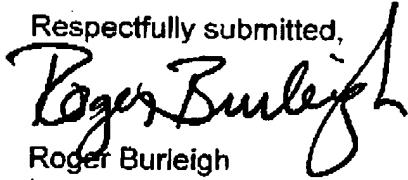
In the Office Action dated August 26, 2004, the Examiner rejected claim 2 as being anticipated by Koz and Tso; the subject matter of claim 2, relating to transcoding hints that are transmitted along with multimedia information, is now included in claim 18. In rejecting that subject matter in view of Koz, the Examiner provided no reference to the disclosure of such in Koz; see page 5 of that Office Action. Furthermore, in rejecting that subject matter in view of Tso, the Examiner referred to page 5, lines 1-7 thereof. That portion of Tso, however, only discloses that a parser is responsible for selectively invoking a transcoder service provider based upon predetermined selection criteria; it

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says nothing about the transmission of transcoding hints along with multimedia information. Therefore, Koz and Tso fail to anticipate claim 18.

The Applicants request a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



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